UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

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HABITAT FOR HORSES, a Texas non-profit corporation; AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, a : New York non-profit corporation; THE CLOUD FOUNDATION, a Colorado non-profit corporation, TONI MOORE; and DR. DON MOORE, :

Case No. 10 Civ. 7684 (WHP)

Plaintiffs,

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KEN SALAZAR, in his official capacity as Secretary, U.S. Department of the Interior; ROBERT ABBEY, in his official capacity as Director, Bureau of Land Management; KENT WALTER, in his official capacity as Field Manager, Bureau of Land Management, White River Field Office, FILED U.S. DC DEC 15 2010 S.D. OF N.Y.

Defendants.

NOTICE OF APPEAL

NOTICE is hereby given that all Plaintiffs hereby appeal to the United States Court of Appeals for the Second Circuit from the judgment denying Plaintiffs' application for a preliminary injunction entered in this action on the 21st day of October, 2010.

Respectfully submitted

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Dated: December 15, 2010